

COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

BILL NO. 95-29 (As Amended)

Introduced by Council President Parrott at the request of the County Executive

Legislative Day No. 95-14

Date: May 9, 1995

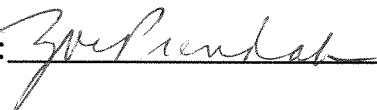
AN ORDINANCE to authorize and empower Harford County, Maryland to borrow, on its full faith and credit, and issue and sell its bonds or other form of indebtedness therefor, in an amount not to exceed Three Million One Hundred Ninety Thousand Dollars (\$3,190,000) principal amount, the proceeds thereof to be used for the expansion, reconstruction, rehabilitation, renovation and improvement of certain water and sewer system projects as described in the Annual Budget and Appropriation Ordinance, as amended, Bill No. 95-22, for the year ending June 30, 1996 and as described in this Ordinance (collectively the "Projects") in accordance with Section 524 of the Charter of Harford County ("Charter") and Sections 123-40 and 256-26 of the Code of Harford County ("Code") or as otherwise permitted by law; authorizing the County

By the Council, May 9, 1995

Introduced, read first time, ordered posted and public hearing scheduled

on: June 6, 1995

at: 6:00 p.m.

By Order: , Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on June 6, 1995, and concluded on June 6, 1995.

, Secretary

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [BRACKETS] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

**COUNTY COUNCIL**

**OF**

**HARFORD COUNTY, MARYLAND**

**BILL NO. 95-29**

Introduced by Council President Parrott at the request of the County Executive

Legislative Day No. 95-14

Date: May 9, 1995

Council of Harford County, Maryland to adopt an administrative resolution that shall provide for the form of instrument by which any indebtedness or financing obligation is to be evidenced, the manner by which any indebtedness, line of credit, financing lease or similar obligation may be secured, the form of various documents as are necessary to implement the financing authorized herein, the manner of issuance and delivery of any evidences of indebtedness, the payment of all necessary expenses in connection therewith, the method by which such evidences of indebtedness shall be sold, the rate(s) of interest to be paid, maturity schedule, redemption provisions, and generally for such other matters as may be deemed appropriate by the County Council of Harford County, Maryland in connection herewith;

By the Council, \_\_\_\_\_

Introduced, read first time, ordered posted and public hearing scheduled

on: \_\_\_\_\_

at: \_\_\_\_\_

By Order: \_\_\_\_\_, Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on \_\_\_\_\_, and concluded on \_\_\_\_\_.

\_\_\_\_\_, Secretary

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [BRACKETS] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

**COUNTY COUNCIL****OF****HARFORD COUNTY, MARYLAND****BILL NO. 95-29**Introduced by Council President Parrott at the request of the County Executive

Legislative Day No. 95-14

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authorizing the appointment of certain agents; and otherwise generally relating to the issuance, sale, delivery and payment of any such evidences of indebtedness or financing obligations; providing that such indebtedness shall be issued upon the full faith and credit of Harford County, Maryland; providing for the issuance of bond anticipation notes upon passage of a resolution by the County Council of Harford County, Maryland approving the interest rate or rates on said bond anticipation notes for all or a portion of the projects described herein, for which the proceeds of sale of the bond anticipation notes shall be used; providing that within twelve (12) months after the issuance of the bond anticipation notes, or any renewal thereof, the County

By the Council, \_\_\_\_\_

Introduced, read first time, ordered posted and public hearing scheduled

on: \_\_\_\_\_

at: \_\_\_\_\_

By Order: \_\_\_\_\_, Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on \_\_\_\_\_, and concluded on \_\_\_\_\_.

\_\_\_\_\_, Secretary

**EXPLANATION:**

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COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND

**BILL NO. 95-29**

Introduced by Council President Parrott at the request of the County Executive

Legislative Day No. 95-14

Date: May 9, 1995

Council of Harford County, Maryland shall authorize the issuance of bonds to pay said bond anticipation notes; providing that upon written recommendation of the County Executive and resolution of the County Council of Harford County, Maryland, all or a portion of the indebtedness authorized herein may be incurred pursuant to loans or evidence of indebtedness with the Maryland Water Quality Financing Administration ("Administration"); providing for disbursement of the proceeds of the sale of such bonds and for the levying of charges, assessments and all taxes necessary to provide payment of the principal of and interest on such bonds; providing that certain additional matters may be determined by resolution of the County

By the Council, \_\_\_\_\_

Introduced, read first time, ordered posted and public hearing scheduled

on: \_\_\_\_\_

at: \_\_\_\_\_

By Order: \_\_\_\_\_, Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on \_\_\_\_\_, and concluded on \_\_\_\_\_.

\_\_\_\_\_, Secretary

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [BRACKETS] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

**COUNTY COUNCIL  
OF  
HARFORD COUNTY, MARYLAND**

**BILL NO. 95-29**

Introduced by Council President Parrott at the request of the County Executive

Legislative Day No. 95-14

Date: May 9, 1995

Council of Harford County, Maryland or may be reserved unto the County Executive as prescribed by such resolution; providing the method of fixing the interest rates to be borne by such bonds and generally providing for and determining various matters in connection therewith; and generally relating to funding of certain capital projects.

By the Council, \_\_\_\_\_

Introduced, read first time, ordered posted and public hearing scheduled

on: \_\_\_\_\_

at: \_\_\_\_\_

By Order: \_\_\_\_\_, Secretary

**PUBLIC HEARING**

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on \_\_\_\_\_, and concluded on \_\_\_\_\_.

\_\_\_\_\_, Secretary

**EXPLANATION:**

CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [BRACKETS] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

1       WHEREAS, in accordance with the provisions of Section 406 of the Charter of  
2 Harford County, the Director of Planning has heretofore transmitted to the County  
3 Executive the recommendations of the Planning and Advisory Board for certain Capital  
4 Improvements; and

5       WHEREAS, in accordance with the provisions of Section 505 of the Charter of  
6 Harford County, the County Executive has reviewed such recommendations in light  
7 of the existing capital programs and the County Executive and the Director of  
8 Administration have included such recommendations for capital improvements, as  
9 amended, in the proposed Capital Program which has been submitted to the County  
10 Council of Harford County, Maryland and the County Council of Harford County,  
11 Maryland has adopted a Capital Program and Capital Budget for the year ending June  
12 30, 1996; and

13       WHEREAS, upon request of the County Executive and Resolution of the County  
14 Council of Harford County, Maryland, Harford County may sell bond anticipation notes  
15 in an amount not greater than the amount of bonds authorized herein, in anticipation  
16 of the subsequent sale of the bonds, for all or a portion of the cost of the projects  
17 described herein in accordance with the provisions of Article 31, Section 12 of the  
18 Annotated Code of Maryland (1993 Replacement Volume and 1994 Supplement); and

19       WHEREAS, as a part of the said Capital Program and the said Capital Budget,  
20 it is necessary that Harford County, Maryland, borrow a sum not exceeding Three  
21 Million One Hundred Ninety Thousand Dollars (\$3,190,000) to be used to finance the  
22 cost of the acquisition, construction, reconstruction, improvement, extension, site  
23 acquisition, architectural and engineering services, and furnishings and equipment for  
24 the Projects, including financial, legal and planning expenses related thereto; and

1 WHEREAS, the County Council of Harford County, Maryland has authority to  
2 incur debts on behalf of the county; and

3 WHEREAS, the County Council of Harford County, Maryland is hereby  
4 authorized to enact an Ordinance adopted in accordance with Section 524 of the  
5 Charter of Harford County and other applicable provisions of law providing for the  
6 issuance and sale and for the designation, form, tenor, denomination, maturities, and  
7 the interest rates payable on any bonds or other form of indebtedness issued under  
8 this Ordinance; and to levy annually *ad valorem* taxes upon the assessable property  
9 within the county sufficient, together with other taxes and other available funds, to  
10 provide for the payment of the interest on and principal of any bonds so issued; and

11 WHEREAS, the proposed bond issue or other form of indebtedness is within the  
12 legal limitation on the indebtedness of Harford County, Maryland; and

13 WHEREAS, it is necessary to provide funds for the construction, reconstruction,  
14 improvement, extension, acquisition, alteration, repair and modernization, the cost of  
15 acquiring any sites, making site improvements, architectural and engineering services,  
16 including preparation of plans, drawings and specifications, the development of the  
17 grounds and landscaping thereof, financial, legal and planning expenses and all  
18 customary appurtenances and equipment for the Projects; and

19 WHEREAS, after written recommendations of the County Executive, public  
20 hearing and affirmative vote of at least four (4) members of the County Council of  
21 Harford County, Maryland, the capital budgets authorizing the Projects have been  
22 amended and adopted; and

23 WHEREAS, the financing or indebtedness herein authorized, including the  
24 aggregate principal amount of bonds or other indebtedness in an amount not to

1 exceed Three Million One Hundred Ninety Thousand Dollars (\$3,190,000), maturity  
2 schedule, interest rate(s), redemption provisions, form of bond, and date of sale shall  
3 be evidenced and incurred pursuant to a resolution or resolutions ("Resolution") to be  
4 adopted by the County Council of Harford County, Maryland upon written  
5 recommendation of the County Executive, pursuant to this Ordinance; and

6 WHEREAS, as an alternative to the indebtedness authorized herein, Harford  
7 County, Maryland may incur all or a portion of such indebtedness with the  
8 Administration.

9 NOW, THEREFORE, IN ACCORDANCE WITH THE PROVISIONS OF THE  
10 CHARTER, THE CODE AND THE LAWS OF THE STATE OF MARYLAND:

11 SECTION 1. Be it enacted by the County Council of Harford County, Maryland  
12 that, acting pursuant to the authority of the Charter, the Code and the laws of the  
13 State of Maryland, Harford County, Maryland (the "County") hereby authorizes and  
14 approves the incurring of debt or the payment of purchase price or rental installments  
15 for the purpose of financing a portion of the capital cost of capital equipment,  
16 improvements, extensions, modifications, alterations, or any combination thereof to  
17 the property of the County, including water and sewer systems in the County;  
18 together with the acquisition of all necessary property rights and equipment, and all  
19 related architectural, financial, legal, planning, design and engineering expenses  
20 associated with such capital equipment, improvements, extensions, modifications or  
21 alterations including



Sewer Projects Amount to be Borrowed

Bynum Run Parallel	\$ 320,000
Sewer Rehabilitation	150,000
Pump Station Improvements	150,000
Replacement of Supervisory <del>Contracts</del> <u>Control and</u>	
Data Acquisition System	1,025,000
Sewer Petition Projects	200,000
Winters Run Parallel - Phase II	<u>640,000</u>

\$2,485,000

Water Projects

Forest Lake Storage Tank & Water Main	\$ 160,000
Laurel Bush Parallel	445,000
Water Petition Projects	<u>100,000</u>

\$ 705,000

The principal amount of indebtedness to be incurred hereunder shall not exceed Three Million One Hundred Ninety Thousand Dollars (\$3,190,000).

SECTION 2. And be it further enacted by the County Council of Harford County, Maryland that prior to the issuance, sale and delivery of any bonds, bond anticipation notes, notes, evidences of indebtedness, line of credit, financing lease or installment purchase obligation in reliance on this Ordinance, the County Council of Harford County, Maryland shall (without limitation) determine administratively in the Resolution:

(a) the form of instruments or agreements by which the debt or financing authorized herein shall be evidenced (including, but not limited to, bonds, bond anticipation notes, notes, community participation bonds, letters of credit, trust agreements, trust indentures, financing or installment purchase lease or similar

1 financing agreement, or participation in any "bond bank" or bond pooling arrangement  
2 administered by the State of Maryland or a subsidiary entity of it);

3 (b) the manner, if any, by which any indebtedness or financing shall be  
4 secured (including, but not limited to, a pledge of the revenues from the County's  
5 water and sewer system or any other appropriate revenue stream, a letter or letters  
6 of credit, bond or other such insurance and a pledge of the full faith and credit and  
7 unlimited taxing power of the County);

8 (c) the principal amounts, rate or rates of interest or method of  
9 determining such rate or rates, date(s), denominations, maturity payment provisions  
10 and prepayment, tender and/or redemption provisions (if any) and other terms and  
11 conditions thereof;

12 (d) the substantially final form and contents and consent to the  
13 distribution (and shall authorize the execution and delivery, where applicable) of  
14 various agreements and documents as are necessary to implement the financing  
15 authorized herein, including, but not limited to, a Preliminary Official Statement and/or  
16 an Official Statement, and in the event any evidence of indebtedness is sold through  
17 competitive bidding, a Notice of Sale, and in the event any evidence of indebtedness  
18 is sold by private (negotiated) sale, a Purchase Contract with the Underwriter(s)  
19 thereof, and if any indebtedness is issued in book entry form, securities depository  
20 agreements, (collectively the "Documents"), required for the issuance, sale and  
21 delivery of any evidence of indebtedness or the completion of the financing authorized  
22 herein, which Documents shall contain such provisions as may be required by law or  
23 to consummate the financing authorized herein;

1           (e) the manner in which any evidence of indebtedness, lease financing  
2 or installment purchase obligation shall be executed, sealed and attested (which may  
3 be by facsimile signature and/or seal);

4           (f) provision for the payment of all necessary expenses of preparing,  
5 printing and selling any evidence of indebtedness and the Documents including,  
6 without limitation, any and all costs, fees and expenses incurred by or on behalf of  
7 the County in connection with the authorization, issuance, sale and delivery of any  
8 bonds or notes, and all costs incurred in connection with the development of the  
9 Documents, including the fees of counsel to the County, and compensation to any  
10 persons (other than full-time employees of the County) or entities performing services  
11 for or on behalf of the County in connection therewith and in connection with all other  
12 transactions contemplated by this Ordinance regardless of whether the proposed  
13 financing is consummated;

14           (g) whether the financing is to be accomplished by public sale, private  
15 (negotiated) sale or by private placement; and

16           (h) such other matters in connection with the consummation of the  
17 financing transactions contemplated by this Ordinance as may be deemed appropriate  
18 by the County Council of Harford County, Maryland, including (without limitation) the  
19 appointment of agents (including, but not limited to, trustees, paying agents, indexing  
20 agents and/or registrars) in connection with the financing, the execution,  
21 acknowledgment, sealing and delivery of such other and further agreements,  
22 documents and instruments, and the authorization of the officials of the County to  
23 take any and all actions, as are or may be necessary or appropriate to consummate

1 the transactions contemplated by this Ordinance in accordance with the terms hereof  
2 and of the Resolution.

3 The Resolution shall be deemed to be of an administrative nature and shall be  
4 effective upon the date specified in the Resolution.

5 SECTION 3. And be it further enacted by the County Council of Harford  
6 County, Maryland that authority is hereby conferred respectively on the County  
7 Executive of Harford County, Maryland (the "County Executive"), the Director of  
8 Administration, the Treasurer, the County Attorney and the Secretary of the County  
9 Council of Harford County, Maryland, or any of them, and they are hereby directed  
10 to take the following actions on behalf of the County:

11 (a) to execute, acknowledge, seal and deliver the Documents  
12 substantially in the forms determined administratively by the County Council of  
13 Harford County, Maryland in the Resolution; and

14 (b) to execute, acknowledge, seal and deliver such other and further  
15 certificates, certifications, agreements, documents and instruments and take such  
16 other acts as they or any one or more of them may deem necessary or appropriate to  
17 consummate the transactions contemplated by this Ordinance in accordance with the  
18 provisions hereof and of the Resolution.

19 SECTION 4. And be it further enacted by the County Council of Harford  
20 County, Maryland that the Treasurer, or his authorized deputy, is hereby authorized  
21 and empowered to prepare and distribute copies of the Documents to any person who  
22 may, in his judgment, be interested in participating in the financing of the Projects or  
23 who may request the same or information with respect thereto; provided, however,

1 that any preliminary official statement and related material shall be clearly marked to  
2 indicate that they are subject to completion and amendment.

3       SECTION 5. And be it further enacted by the County Council of Harford  
4 County, Maryland that the County intends to provide funds for payment of principal  
5 of, premium (if any) and interest on the bonds, or other indebtedness, from certain  
6 funds related to operation of the water and sewer systems of the County. These  
7 funds include area connection charges, special assessments, user surcharges, certain  
8 depreciation reserves relating to depreciation of the water and sewer systems, a  
9 portion of the recordation tax received by the County as provided in Resolution No.  
10 21-82 adopted by the County Council of Harford County, Maryland on May 11, 1982  
11 and earnings on the above-described funds.

12       To the extent any of the above-described funds is specifically designated for  
13 payment of debt service on bonds, or other indebtedness, issued to acquire or  
14 construct improvements to the water and sewer systems of the County, by the  
15 legislation establishing the tax, assessment, surcharge or other source of revenue so  
16 designated, and so long as such tax, assessment, surcharge or other revenue source  
17 remains so designated and levied by the County, the County hereby covenants to  
18 apply all such designated revenues to payments of debt service on bonds or other  
19 indebtedness issued to acquire or construct improvements to the water and sewer  
20 systems of the County, including the bonds or other indebtedness.

21       In the event that the funds described in this Section 5 (whether or not  
22 designated for water and sewage system bond debt service) fail to provide sufficient  
23 funds at any time while any of the bonds or other indebtedness are outstanding for  
24 the purpose of paying principal of, premium (if any) and interest on the bonds or other

1 indebtedness, when due and payable, the County hereby covenants and agrees, with  
2 each of the holders, from time to time, of any of the bonds or other indebtedness,  
3 that it shall promptly cause to be levied against all assessable property within the  
4 County annually, so long as any of the bonds or other indebtedness are outstanding  
5 and not paid, an *ad valorem* tax sufficient in rate and amount to provide for payment  
6 of such principal of, premium (if any) and interest on the bonds or other indebtedness  
7 when due. Such tax shall be levied in accordance with the Charter. The County, by  
8 the passage of this Ordinance, hereby covenants and agrees properly and promptly  
9 to perform all of the respective acts and duties defined in the Charter for the levy and  
10 collection of the aforesaid *ad valorem* tax upon all the assessable property within the  
11 corporate limits of the County, as the levy and collection of such a tax becomes  
12 necessary in order to provide for the payment of principal of, premium (if any) and  
13 interest on the bonds or other indebtedness.

14       SECTION 6. And be it further enacted by the County Council of Harford  
15 County, Maryland that if the County Council of Harford County, Maryland determines  
16 in the Resolution that it is in the best interests of the County to sell any evidence of  
17 indebtedness or lease financing or installment purchase obligation by private  
18 (negotiated) sale, the County Council of Harford County, Maryland hereby authorizes  
19 (a) the appointment of an underwriter (the "Underwriter") in connection with the sale  
20 thereof, and (b) the payment by the County to the Underwriter out of the proceeds  
21 of the sale thereof or otherwise for services rendered in connection therewith, such  
22 compensation to be determined in the Resolution.

23       SECTION 7. And be it further enacted by the County Council of Harford  
24 County, Maryland that the County Executive is hereby authorized and empowered for

1 and on behalf of the County (a) to cause the preparation, printing, execution and  
2 delivery of the Documents, each substantially in the form presented to the County  
3 Council of Harford County, Maryland, with such modifications, supplements or  
4 amendments thereto as may be recommended by counsel; and (b) to do all such  
5 things as may be necessary or desirable in the opinion of the County Executive in  
6 connection therewith.

7       SECTION 8. And be it further enacted by the County Council of Harford  
8 County, Maryland that nothing herein contained shall authorize the expenditure of  
9 County funds until such time as such expenditure shall have been appropriated by the  
10 County Council of Harford County, Maryland, and this Ordinance shall not be  
11 construed as authorizing or approving any project not otherwise authorized or  
12 approved by all appropriate legal authorization.

13       SECTION 9. And be it further enacted by the County Council of Harford  
14 County, Maryland that unless changed by the Resolution, if the indebtedness herein  
15 authorized is represented by bonds: (a) the bonds shall be issued pursuant to the  
16 authority of this Ordinance and shall be dated March 1, 1996; (b) the bonds shall be  
17 issued in the denominations of Five Thousand Dollars (\$5,000) or any integral multiple  
18 thereof, and shall be numbered from one (1) consecutively upward in the order of their  
19 maturities. The bonds shall mature over a period not to exceed twenty (20) years  
20 from their date in twenty (20) annual serial installments beginning in the year 1997  
21 and ending in the year 2016. The bonds shall mature on March 1 in each of said  
22 years as follows: One Hundred Forty Thousand Dollars (\$140,000) in each of the  
23 years 1997 through 2006, inclusive; One Hundred Seventy Thousand Dollars  
24 (\$170,000) in each of the years 2007 through 2015 inclusive; and Two Hundred

1 Sixty Thousand Dollars (\$260,000) in the year 2016. The term and maturity schedule  
2 of the bonds or other indebtedness may be changed, increased or decreased upon  
3 written recommendation of the County Executive and resolution of the County Council  
4 of Harford County, Maryland.

5 SECTION 10. Be it further enacted by the County Council of Harford County,  
6 Maryland that if the indebtedness herein authorized is represented by bonds, the  
7 bonds shall bear interest at the rate or rates named by the successful bidder for the  
8 bonds in accordance with the Notice of Sale hereinafter set forth, as may hereafter  
9 be amended, upon written recommendation of the County Executive, by  
10 administrative resolution of the County Council of Harford County, Maryland, and said  
11 interest shall be payable semiannually on the first days of September and March in  
12 each of the years that the bonds are outstanding. Interest on the bonds will be  
13 payable by check or draft of the Paying Agent mailed to the registered owners  
14 thereof. The bonds, when issued, shall be executed in the name of Harford County,  
15 Maryland, by the facsimile signature of the County Executive, and a facsimile of the  
16 corporate seal of the County shall be imprinted on each of the bonds attested by the  
17 facsimile signature of the Director of Administration of Harford County and the manual  
18 signature of an authorized officer of the Bond Registrar. The facsimiles of said  
19 signatures and said seal shall be engraved, printed or lithographed on each of the  
20 bonds in accordance with, and pursuant to the authority of Sections 2-301 through  
21 2-306 inclusive of the State Finance and Procurement Article of the Annotated Code  
22 of Maryland (1995 Replacement Volume). If the indebtedness is represented by  
23 bonds, the bonds shall be subject to registration as to principal and interest, in the  
24 name or names of the owner or owners thereof on books kept for that purpose at the



1 principal office of the Bond Registrar and the principal of the bonds shall be payable  
2 upon presentation and surrender thereof at the principal office of the Paying Agent.  
3 The Bond Registrar and Bond Paying Agent shall be determined upon written  
4 recommendation of the County Executive approved by resolution of the County  
5 Council of Harford County, Maryland. Payment of interest on the bonds shall be made  
6 by the Paying Agent on each payment date, to each person appearing on the  
7 registration books of the County, maintained by the Bond Registrar, as the registered  
8 owner thereof, by check or draft mailed to each such registered owner at his or her  
9 address as it appears on such registration books. There shall be printed on each bond  
10 the text of the approving legal opinion of bond counsel with respect to the bonds.  
11 Except as provided hereinafter or in resolutions of the County Council of Harford  
12 County, Maryland adopted upon written recommendation of the County Executive  
13 prior to the issuance of the bonds, the bonds shall be in substantially the following  
14 form, which form, together with all covenants and conditions therein contained, is  
15 hereby adopted by the County Council of Harford County, Maryland as and for the  
16 form of obligation to be incurred by Harford County, and said covenants and  
17 conditions, including the promise to pay therein contained, are hereby made binding  
18 upon the County, in accordance with the endorsement on said bonds:

1 UNITED STATES OF AMERICA

2 STATE OF MARYLAND

3 HARFORD COUNTY, MARYLAND

4 HARFORD COUNTY WATER AND SEWER BONDS OF 1996

5 No.

No.

6 Registered Owner:

7 \$5,000

\$5,000

8 (Dated March 1, 1996)

9 HARFORD COUNTY, MARYLAND, a body politic and corporate, organized and existing  
10 under the Constitution and laws of the State of Maryland, hereby acknowledges itself  
11 indebted and, for value received, promises to pay to the registered owner or registered  
12 assignees of this bond, the principal sum of FIVE THOUSAND DOLLARS (\$5,000)

13 on \_\_\_\_\_, \_\_\_\_\_

14 upon presentation and surrender of this bond and to pay interest thereon, from the  
15 date of this bond at the rate of \_\_\_\_\_ percent (\_\_\_\_%) per annum until payment  
16 of said principal sum, such interest to the maturity hereof being payable on September  
17 1, 1996, and semiannually thereafter on the first days of March and September in  
18 each year by check or draft of the Paying Agent (hereinafter described) mailed to the  
19 registered owners of record as interest becomes due and payable.

20 Both the principal of and interest on this bond will be paid in lawful money of  
21 the United States of America, at the time of payment, at the principal office of \_\_\_\_  
22 \_\_\_\_\_, Baltimore, Maryland ("Paying Agent").

23 This bond shall be registered in the name of the owner on the registration books  
24 kept for that purpose at the principal office of \_\_\_\_\_, Baltimore,

Maryland ("Bond Registrar"), and such registration shall be noted on the back of this bond, after which no transfer hereof shall be valid unless made on the said registration books by the registered owner hereof in person or by his duly authorized attorney, and similarly noted on this bond. The County, Bond Registrar and Paying Agent may deem and treat the person in whose name the bond is registered as the absolute owner hereof for all purposes. This bond, upon surrender hereof at the principal office of the Bond Registrar with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner hereof, or his (her) duly authorized attorney, may, at the option of the registered owner hereof, be exchanged for an equal aggregate principal amount of bonds of authorized denominations and of the same form and tenor as this bond. For every such exchange or transfer of bonds, the County or the Bond Registrar shall make a charge for any tax or other governmental charge required to be paid with respect to such exchange or transfer. Such charge shall be paid by the registered owner requesting such exchange or transfer as a condition precedent to the exercise of such privilege. The Bond Registrar shall not be obligated to make any such exchange or transfer of bonds during the fifteen (15) days next preceding an interest payment date on the bonds, or in case of any proposed redemption of bonds, during the fifteen (15) days next preceding the date of the publication of notice of such redemption. The Bond Registrar shall not be required to make any transfer or exchange of any bonds called for redemption.

This bond is one of a duly authorized issue or series of bonds aggregating Three Million One Hundred Ninety Thousand Dollars (\$3,190,000) in principal amount, which are of the denomination of Five Thousand Dollars (\$5,000) or integral multiples thereof. These bonds mature serially in installments on the first day of March in each

1 of the years 1997 to 2016, inclusive, as follows: One Hundred Forty Thousand  
2 Dollars (\$140,000) in each of the years 1997 through 2006, inclusive; One Hundred  
3 Seventy Thousand Dollars (\$170,000) in each of the years 2007 through 2015,  
4 inclusive; and Two Hundred Sixty Thousand Dollars (\$260,000) in the year 2016.  
5 These bonds are numbered from one (1) consecutively upwards in the order of their  
6 maturities, are of like tenor except as to maturity, number and interest rate, are issued  
7 pursuant to and in full conformity with the provisions of the Charter of Harford  
8 County, as amended, and by virtue of due proceedings had and taken by the County  
9 Council of Harford County, Maryland particularly an Ordinance enacted on \_\_\_\_\_  
10 \_\_\_\_\_, 1995, entitled Bill No. 95-\_\_ and a Resolution adopted on \_\_\_\_\_  
11 \_\_\_\_\_.

12 The full faith and credit and unlimited taxing power of Harford County,  
13 Maryland, is pledged to the punctual payment of the principal of and interest on this  
14 bond according to its terms, and said County covenants and agrees punctually to pay  
15 the principal of this bond and the interest thereon, at the dates and in the manner  
16 mentioned herein.

17 The bonds of the issue which mature on or before March 1, \_\_\_\_\_, are not  
18 subject to redemption prior to their maturities. The bonds which mature on or after  
19 March 1, \_\_\_\_\_, shall be subject to redemption as a whole at any time or in part on any  
20 interest payment date, and in any order of maturity, at the option of the County on  
21 March 1, \_\_\_\_\_, or on any redemption date thereafter upon notice of call for  
22 redemption given by publication at least thirty (30) days prior to the date of  
23 redemption in a newspaper published and circulating in Harford County and in the City  
24 of Baltimore, Maryland, and also in a financial newspaper published and circulating in

the City of New York, New York, at a redemption price, expressed as a percentage of the principal amount of the bonds to be redeemed, set forth in the table below, together with interest accrued to the date fixed for redemption.

Date of Redemption

Optional Redemption Price

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds to be redeemed shall be selected by lot by \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, Paying Agent.

No covenant or agreement contained in this bond shall be deemed to be a covenant or agreement of any officer, agent or employee of the County in his or her individual capacity and neither the members of the County Council of Harford County, Maryland nor any official executing this bond shall be liable personally on this bond or be subject to any personal liability or accountability by reason of the issuance of this bond.

It is hereby certified and recited that each and every act, condition and thing required to exist, to be done, to have happened and to be performed precedent to and in the issuance of this bond, does exist, has been done, has happened and has been performed in full and strict compliance with the Constitution and laws of the State of Maryland, the Charter and Code of Harford County and the Ordinance and Resolution above referred to, and that the issue of bonds of which this is one, together with all other indebtedness of Harford County, Maryland, is within every debt and other limit

prescribed by the Constitution and laws of said State and the Charter and Code of Harford County, and that due provision has been made for the levy and collection, if and when necessary, of an annual *ad valorem* tax or taxes upon all the legally assessable property within the corporate limits of Harford County, Maryland, as prescribed by law, in rate and amount sufficient to provide for the payment, when due, of the interest on and the principal of this bond.

IN WITNESS WHEREOF Harford County, Maryland, has caused this bond to be executed in its name by the facsimile signature of the County Executive, which signature has been imprinted thereon, and has also caused a facsimile of its corporate seal to be imprinted hereon, attested by the facsimile signature of the Director of Administration, and the manual signature of an authorized officer of the Bond Registrar, all as of the \_\_\_\_\_ day of \_\_\_\_\_, 1996.

Attest:

HARFORD COUNTY, MARYLAND

\_\_\_\_\_

BY: \_\_\_\_\_

Director of Administration

County Executive

**CERTIFICATE OF AUTHENTICATION**

This bond is one of the registered bonds of Harford County, Maryland Water and Sewer Bonds of 1996.

\_\_\_\_\_  
Authorized Officer

1

(Form of Registration)

2

(No writing hereon except by an officer of \_\_\_\_\_, Baltimore,

3

Maryland, Bond Registrar.)

4

Date of Registry

Name of Registered Holder

Registered By

5

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

6

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

7

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_



**ASSIGNMENT**

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

(please insert name and address of the assignee)

(Tax Identification or Social Security No. \_\_\_\_\_)

the within bond, and hereby irrevocably constitutes and appoints

attorney to transfer the within bond on the books kept for registration thereof, with  
full power of substitution in the premises.

Date: \_\_\_\_\_

Signature guaranteed:

NOTICE: Signature must be  
guaranteed by a member firm of the  
New York Stock Exchange or a  
commercial bank or trust company

NOTICE: The signature on this  
Assignment must correspond with  
the name of the registered owner as  
it appears on the face of the within  
bond in every particular, without  
alteration or enlargement or any  
change whatever.

1       SECTION 11. Be it further enacted by the County Council of Harford County,  
2 Maryland that if the indebtedness herein authorized is represented by bonds, the  
3 bonds shall be sold by bids on sealed proposals to the bidder therefor for cash whose  
4 bid is deemed to be for the best interest of the County, after giving at least ten (10)  
5 days' public notice by advertisement inserted twice in one or more daily or weekly  
6 newspapers having a general circulation in the County, said sale to be held not sooner  
7 than ten (10) days following the first insertion of said advertisement. Said  
8 advertisement shall also be published in "The Bond Buyer", a financial journal  
9 published in the City of New York. The Award of the Bonds, if made, shall be  
10 approved by resolution of the County Council of Harford County, Maryland after  
11 written recommendation of the County Executive, to the bidder offering the lowest  
12 interest cost determined in accordance with the true interest cost method (TIC). The  
13 sale of the bonds, unless changed by the Resolution, shall be held on February \_\_,  
14 1996, at the office of the Treasurer of Harford County, Maryland, located at 220  
15 South Main Street, Bel Air, Maryland, at 11:00 o'clock A.M., E.S.T. or E.D.T.  
16 (whichever time may then be in effect), or on such other date and at such other time  
17 and location as may be provided by resolution of the County Council of Harford  
18 County, Maryland.

19       SECTION 12. Be it further enacted by the County Council of Harford County,  
20 Maryland that the official Notice of Sale shall be in substantially the form hereinafter  
21 set forth and the terms, provisions and conditions set forth in said form of Notice of  
22 Sale are hereby adopted and approved as the terms, provisions and conditions under  
23 which and the manner in which the bonds shall be sold, issued and delivered at public  
24 sale. In addition, there is hereinafter set forth a form of Proposal to be used by all

1 persons submitting proposals for the purchase of the bonds. The official Notice of  
2 Sale, upon resolution of the County Council of Harford County, Maryland, may be  
3 consolidated with the Official Notice of Sale for other bonds to be sold by the County  
4 at the same time. The official Notice of Sale and Proposal for the bonds shall be in  
5 substantially the following form (unless changed by resolution of the County Council  
6 of Harford County, Maryland adopted prior to the sale of the bonds):

1                                   \$3,190,000

2                                   HARFORD COUNTY, MARYLAND

3                                   HARFORD COUNTY WATER AND SEWER BONDS OF 1996

4           SEALED BIDS will be received by the Treasurer of Harford County, Maryland  
5 at 220 South Main Street, Bel Air, Maryland, until 11:00 o'clock A.M., E.S.T. or  
6 E.D.T. (whichever shall then be in effect) on February \_\_, 1996 for the purchase of  
7 Three Million One Hundred Ninety Thousand Dollars (\$3,190,000) Harford County,  
8 Maryland Water and Sewer Bonds of 1996 (the "Bonds") all being dated March 1,  
9 1996, and bearing interest payable semi-annually on the first days of September and  
10 March until maturity. These bonds are issued under the provisions of an Ordinance  
11 adopted by proceedings of the County Council of Harford County, Maryland on \_\_\_\_  
12 \_\_\_\_, 1995. These bonds mature on March 1 in each of the years 1997 to 2016 as  
13 follows: One Hundred Forty Thousand Dollars (\$140,000) in each of the years 1997  
14 through 2006, inclusive; One Hundred Seventy Thousand Dollars (\$170,000) in each  
15 of the years 2007 through 2015 inclusive; and Two Hundred Sixty Thousand Dollars  
16 (\$260,000) in the year 2016.

17           The proceeds of the sale of these bonds will be used to finance the cost of  
18 construction, reconstruction, improvement, extension, acquisition, alteration, repair,  
19 the cost of acquiring sites, making site improvements, architectural and engineering  
20 services, including preparation of plans, drawings and specifications, and the  
21 development of the grounds and landscaping and all customary appurtenances and  
22 equipment for the renovation and expansion of certain Water and Sewer Capital  
23 Projects described in the Ordinance and as more particularly set forth in the Annual

1 Budget and Appropriation Ordinances of Harford County, Maryland, as amended, for  
2 the year ending June 30, 1996. The principal of these Bonds will be payable in lawful  
3 money of the United States of America at the time of payment, upon presentation and  
4 surrender thereof, at the principal office of \_\_\_\_\_  
5 , Baltimore, Maryland ("Bond Registrar" and "Paying Agent"). Payment of interest on  
6 the Bonds shall be made by the Paying Agent on each payment date, to each person  
7 appearing on the registration books of the County, maintained by the Bond Registrar,  
8 as the registered owner thereof, by check or draft mailed to each such registered  
9 owner at his or her address as it appears on such registration books.

10 The bonds will be issued in the denomination of Five Thousand Dollars (\$5,000)  
11 or integral multiples thereof. The bonds will be subject to registration on books kept  
12 for that purpose at the principal office of the Bond Registrar.

13 The bonds which mature on or before \_\_\_\_\_, are not subject to  
14 redemption prior to their maturities. The bonds which mature on and after \_\_\_\_\_  
15 \_\_\_\_\_, shall be subject to redemption as a whole at any time or in part on any  
16 interest payment date, and in any order of maturity, at the option of the County on  
17 \_\_\_\_\_, or on any redemption date thereafter upon notice of call for  
18 redemption given by publication at least thirty (30) days prior to the date of  
19 redemption in a newspaper published and circulating in Harford County and in the City  
20 of Baltimore, Maryland, and also in a financial newspaper published and circulating in  
21 the City of New York, New York, at a redemption price, expressed as a percentage  
22 of the principal amount of the bonds to be redeemed, set forth in the table below,  
23 together with interest accrued to the date fixed for redemption:

Date of RedemptionOptional Redemption Price

If less than all of the bonds of any one maturity shall be called for redemption, the particular bonds to be redeemed shall be selected by lot by the Paying Agent.

Each bid must be submitted on the prescribed form accompanying the Preliminary Official Statement and must be enclosed in a sealed envelope addressed to "Treasurer, Harford County, Maryland, Bel Air, Maryland", and marked on the outside "Proposal for Water and Sewer Bonds of 1996", such bid to be accompanied by a good faith deposit in the form of a certified check upon, or a cashier's or treasurer's check of, a responsible banking institution or a financial surety bond as described below, payable to "Harford County, Maryland" for Sixty Three Thousand Eight Hundred Dollars (\$63,800). The check of the successful bidder will be collected and the proceeds thereof retained by the County to be applied in part payment for the bonds, and no interest will be allowed upon the amount thereof; but, in the event the successful bidder shall fail to comply with the terms of such bid, the proceeds of such check will be retained as and for full liquidated damages. The checks of the unsuccessful bidders will be returned promptly.

In lieu of submitting a check, a bidder may submit a financial surety bond from an insurance company satisfactory to the County licensed to issue such a bond in the State of Maryland, and such bond must be submitted to the County c/o Miles &

1 Stockbridge, a Professional Corporation, 600 Washington Avenue, Towson, Maryland  
2 21204, Bond Counsel, prior to 11:00 a.m., E.S.T. or E.D.T. (whichever time shall then  
3 be in effect) on the date of sale. The financial surety bond must identify each bidder  
4 whose good faith deposit is guaranteed by such financial surety bond. If the bonds  
5 are awarded to a bidder utilizing a financial surety bond, then the successful bidder  
6 is required to submit its good faith deposit to the Treasurer of the County in one of  
7 the forms described in the preceding paragraphs not later than 3:30 p.m. (E.S.T or  
8 E.D.T. [whichever time shall then be in effect]) on the next business day following the  
9 award. If such good faith deposit is not received by that time, the financial surety  
10 bond may be drawn by the County to satisfy the good faith deposit requirement.

11 Harford County will not consider and will reject any bid for the purchase of less  
12 than all of the above described bonds. The right is reserved to reject any and all bids  
13 and to waive any informality or irregularity in any proposal or bid. Acceptance of the  
14 successful bid is subject to approval, by resolution, of the County Council of Harford  
15 County, Maryland.

16 It is expected that CUSIP identification numbers will be printed on the bonds,  
17 but neither the failure to print any such number on any bond nor any error with  
18 respect thereto shall constitute cause for a failure or refusal by a successful bidder to  
19 accept delivery of and pay for the Bonds in accordance with the terms of this Notice  
20 of Sale.

21 Bidders must bid at least par for the bonds and accrued interest to the date of  
22 delivery of the bonds, and must specify the rate or rates of interest to be paid  
23 thereon, in multiples of one-eighth (1/8th) or one-twentieth (1/20th) of one percent  
24 (1%) per annum. Bidders may specify more than one rate of interest to be borne by

1 the bonds, but may not specify more than one interest rate for the bonds of each  
2 maturity. A zero rate cannot be named for any maturity. The interest payable on any  
3 bond on any interest payment date shall be represented by a single interest rate. The  
4 differences between the highest and lowest interest rates shall not exceed two  
5 percent (2%).

6 Bids will be opened promptly after 11:00 A.M., E.S.T. or E.D.T. (whichever  
7 time shall then be in effect) on February \_\_, 1996, or such other date and at such  
8 other time as may be provided in a resolution of the County Council of Harford  
9 County, Maryland. The award, if made, will be made promptly after the bids are  
10 opened to the bidder offering the lowest true interest cost to Harford County,  
11 Maryland, within the guidelines of this Notice of Sale, such lowest interest cost to be  
12 determined in accordance with the true interest cost (TIC) method by doubling the  
13 semi-annual interest rate (compounded semi-annually) necessary to discount the debt  
14 service payments from the payment date to the date of the Bonds and to the price  
15 bid, excluding interest accrued to the date of delivery. If two or more responsible  
16 bidders have made proposals, each of which represents the lowest true interest cost  
17 to the County (computed in accordance with the terms of this Notice of Sale), then  
18 the bonds may be awarded, with their consent, in a ratable portion among such  
19 bidders, or the County may, in its sole discretion, determine to which of such bidders  
20 the bonds will be awarded.

21 The Bonds will be delivered to the successful bidder or bidders as soon as  
22 practicable, upon due notice and at the expense of the County, at such location in  
23 New York, New York or Baltimore, Maryland, as the successful bidder may designate,  
24 upon payment of the successful bid (including any premium) plus accrued interest to



1 the date of delivery; less the deposit theretofore made. Such payment shall be made  
2 in federal funds or other immediately available funds. The successful bidder shall  
3 advise the Bond Registrar of the names of the initial registered owners of the bonds  
4 and the denominations of the initial bonds not later than seven (7) business days  
5 before the expected date and time of delivery of the bonds.

6 The successful bidder must, prior to the delivery of the Bonds, certify to the  
7 County the amount of the initial offering price to the public (excluding bond houses  
8 and brokers) at which a substantial portion (at least 10%) of the bonds of each  
9 maturity have or will be sold.

10 The Bonds, and payment of the principal and interest thereon, will be the  
11 unconditional general obligation of the County and will constitute an irrevocable  
12 pledge of the full faith and credit and unlimited taxing power of Harford County.

13 The issuance of these Bonds will be subject to legal approval of Miles &  
14 Stockbridge, a Professional Corporation, Baltimore, Maryland, and a copy of their  
15 opinion will be delivered upon request, without charge, to the successful bidder for  
16 the bonds. The text of such approving legal opinion will be printed on each bond.  
17 There will also be furnished the usual closing papers, including a certificate stating  
18 that there is no litigation pending affecting the validity of the bonds.

19 It shall be a condition to the obligation of the successful bidder to accept  
20 delivery of and pay for the Bonds that, simultaneously with or before delivery and  
21 payment for the Bonds, such bidder shall be furnished a certificate or certificates of  
22 the County Executive, Treasurer and Director of Administration to the effect that, to  
23 the best of their knowledge and belief, the Official Statement (and any amendment  
24 or supplement thereto) as of the date of sale and as of the date of delivery of the

1 Bonds does not contain any untrue statement of a material fact and does not omit to  
2 state a material fact necessary to make the statements therein, in the light of the  
3 circumstances under which they were made, not misleading and that between the  
4 date of sale and the date of delivery of the Bonds of such issue there has been no  
5 material adverse change in the financial position or revenues of the County except as  
6 reflected or contemplated in the Official Statement (and any amendment or  
7 supplement thereto).

8 The Preliminary Official Statement of the County concerning the Bonds (the  
9 "Preliminary Official Statement") is in a form "deemed final" by the County for  
10 purposes of SEC Rule 15c2-12(b)(1) (the "Rule") but is subject to revision,  
11 amendment and completion in the final Official Statement.

12 As soon as practicable after the award of the Bonds to the successful bidder  
13 therefor on the day of sale, the County will approve the final Official Statement for  
14 the Bonds. By submitting its bid for the Bonds, each bidder agrees that, if it is the  
15 successful bidder, it will provide the County with pricing information and such other  
16 information as the County may require in order that the County may provide the  
17 successful bidder with a final Official Statement in compliance with the Rule.  
18 Whether or not any such information is included in the Official Statement (and any  
19 amendment or supplement thereto), such successful bidder shall be responsible to the  
20 County and its officials in all respects for the accuracy, fairness and completeness of  
21 such information, and for all decisions made with respect to the use or omission of  
22 such information in any re-offering of the bonds, including the presentation or  
23 exclusion of any such information in any documents, including the Official Statement.  
24 Within seven (7) business days after the award of the Bonds, the successful bidder

1 will also be furnished, without cost, with up to 100 copies of the Official Statement  
2 (and any amendment or supplement thereto), and such successful bidder may obtain  
3 additional copies at its own expense.

4 The County will undertake to provide the successful bidder with further  
5 additional information to be included in such Official Statement, when in the opinion  
6 of the County or of Bond Counsel, such additional information constitutes a material  
7 change to such Official Statement. The County will take such steps as are necessary  
8 to arrange for amending and supplementing the Official Statement in connection with  
9 the disclosure of such additional information; provided, however, that the County shall  
10 have no obligation to provide such additional information after the date which is  
11 twenty-five (25) days after the "end of the underwriting period", as such term is  
12 defined in the Rule.

13 The County further covenants, in order to assist bidders in complying with  
14 S.E.C. Rule 15c2-12(b)(5), pursuant to a continuing disclosure certificate (the  
15 "Continuing Disclosure Certificate") signed by the County Executive, Treasurer and  
16 Director of Administration, to provide annual reports and notices of certain events.  
17 The undertaking of the County in the Continuing Disclosure Certificate shall be set  
18 forth in any Preliminary Official Statement and Official Statement and any amendment  
19 or supplement thereto.

20 The Preliminary Official Statement, a full financial statement concerning Harford  
21 County, the required form of proposal, and other data in reference thereto as may be  
22 desired will be supplied to prospective bidders upon request made to James M.  
23 Jewell, Treasurer, 220 South Main Street, Bel Air, Maryland [(410) 879-2000], or

1 from Public Advisory Consultants, 117 Water Street, Baltimore, Maryland 21202  
2 [(410) 539-2418], Financial Advisor to the County.

3 HARFORD COUNTY, MARYLAND

4 By: Eileen M. Rehrmann  
5 County Executive

**PROPOSAL FOR WATER AND SEWER BONDS OF 1996**

Treasurer, Harford County, Maryland  
220 South Main Street  
Bel Air, Maryland 21014

Gentlemen:

Subject to the provisions and in accordance with the terms of the annexed Notice of Sale, which is a part of this Proposal, we offer to purchase the obligations of Harford County, Maryland, described in such Notice being Three Million One Hundred Ninety Thousand Dollars (\$3,190,000) Harford County Water and Sewer Bonds of 1996, the bonds maturing in the several years shown in the table below and subject to redemption as provided in the Notice of Sale, to bear interest at the rates per annum set opposite such years, respectively, in said table, and to pay Three Million One Hundred Ninety Thousand Dollars (\$3,190,000, the par value of said obligations, plus interest accrued to the date of payment of the purchase price, plus a premium in the amount of \_\_\_\_\_ Dollars (\$\_\_\_\_\_).

<u>Year of Maturity</u>	<u>Principal Amount</u>	<u>Interest Rate</u>
1997	\$140,000	_____ %
1998	\$140,000	_____ %
1999	\$140,000	_____ %
2000	\$140,000	_____ %
2001	\$140,000	_____ %

**BILL NO. 95-29****AS AMENDED**

1	2002	\$140,000	_____ %
2	2003	\$140,000	_____ %
3	2004	\$140,000	_____ %
4	2005	\$140,000	_____ %
5	2006	\$140,000	_____ %
6	2007	\$170,000	_____ %
7	2008	\$170,000	_____ %
8	2009	\$170,000	_____ %
9	2010	\$170,000	_____ %
10	2011	\$170,000	_____ %
11	2012	\$170,000	_____ %
12	2013	\$170,000	_____ %
13	2014	\$170,000	_____ %
14	2015	\$170,000	_____ %
15	2016	\$260,000	_____ %

16        We enclose herewith a certified cashier's or treasurer's check, payable to the  
17 order of "Harford County, Maryland", in the amount of Sixty Three Thousand Eight  
18 Hundred Dollars (\$63,800), which check is to be applied in accordance with the  
19 annexed Notice of Sale.

**BILL NO. 95-29****AS AMENDED**

1        If we are the successful bidder for the Bonds we agree: (1) to provide full and  
2 complete pricing information with respect to the Bonds to Harford County, Maryland  
3 (the "County") in a timely manner so that the County may fulfill its obligation relating  
4 to the delivery of the Official Statement to the purchaser of the Bonds within seven  
5 (7) business days following the award, including, without limitation, the offering  
6 price(s), interest rate(s), selling compensation, delivery dates and other similar  
7 information; (2) to comply with the requirements of SEC Rule 15c2-12 and the  
8 applicable rules of the Municipal Securities Rulemaking Board in connection with the  
9 offer and sale of the Bonds; (3) to furnish to the County before the delivery of the  
10 Bonds such information as shall be necessary to enable the County to determine the  
11 "issue price" of the Bonds as defined in Sections 148(h), 1273 and 1274 of the  
12 Internal Revenue Code of 1986, as amended; (4) within three (3) business days after  
13 the final Official Statement becomes available, to cause copies thereof to be filed with  
14 one or more "nationally-recognized municipal securities information repositories", as  
15 such term is defined in SEC Rule 15c2-12; and (5) to certify at the time of the  
16 issuance of the Bonds that the final Official Statement is in form satisfactory to us.

17 \_\_\_\_\_  
18 \_\_\_\_\_  
19 \_\_\_\_\_  
20 (The aggregate amount of interest from the date of the Bonds to final maturity is \_\_  
21 \_\_\_\_\_ Dollars (\$\_\_\_\_\_). The true interest cost is \_\_\_\_\_  
22 \_\_ percent (\_\_\_\_%). This is requested to expedite and facilitate prompt determination  
23 of best bid. It is not a part of the proposal. The omission or inaccuracy of these  
24 figures will not effect the validity of the proposal.) The differences between the

1 highest and lowest interest rates shall not exceed two per cent (2%). A zero rate may  
2 not be named for any maturity.

3 SECTION 13. Be it further enacted by the County Council of Harford County,  
4 Maryland that upon request of the County Executive, the County Council of Harford  
5 County, Maryland may, at any time, prior to the public sale of the bonds, by  
6 administrative resolution(s), change the projects to be constructed with the proceeds  
7 of sale of the bonds, determine or change the Notice of Sale, date of sale, the date  
8 or location of bid opening, the dates of maturity or redemption of the bonds, the  
9 amount of the bonds to be sold (but not in excess of and the amounts of bonds  
10 maturing in each year, the interest payment dates of the bonds, appoint paying  
11 agent(s) and/or registrar(s) for the bonds, whether ownership of the bonds or other  
12 indebtedness shall be maintained in book entry form, and the terms of sale of the  
13 bonds.

14 SECTION 14. Be it further enacted by the County Council of Harford County,  
15 Maryland that immediately after the sale of the bonds, and upon written  
16 recommendation of the County Executive the interest rate or rates payable thereon  
17 shall be fixed by a resolution of the County Council of Harford County, Maryland in  
18 accordance with the terms and conditions of the sale of the bonds. The bonds shall  
19 thereupon be suitably printed or engraved and duly executed and delivered to the  
20 purchaser in accordance with the conditions of delivery set forth in the foregoing  
21 Notice of Sale. The proceeds of the sale of the bonds, including any premium and  
22 accrued interest received therefor, shall be paid to the Department of the Treasury of  
23 Harford County and shall be deposited in a special account of Harford County,  
24 Maryland. The County may, at its option, deduct from the gross proceeds received



1 from the sale of the bonds the cost of issuing the same, including the cost of  
2 advertising, printing and professional fees (including legal) and expenses. There shall  
3 be deducted from the total gross proceeds received from the sale of the bonds the  
4 amount received on account of accrued interest on the bonds, which amount shall be  
5 set apart by the Treasurer of Harford County in a special fund and applied to the first  
6 maturing interest payments on the bonds. The balance of the proceeds of the sale of  
7 the bonds shall be expended only to finance the Projects as set forth in this Ordinance  
8 and as more particularly described in the Annual Budget and Appropriation Ordinance  
9 of Harford County, Maryland, as amended, for the year ending June 30, 1996. If the  
10 funds derived from the sale of the bonds shall exceed the amount needed to finance  
11 said Projects, the excess funds so borrowed and not expended by the County shall  
12 be applied by the County in payment of the next principal maturity of the bonds so  
13 issued, unless the County Council of Harford County, Maryland shall adopt a  
14 resolution or ordinance allocating said excess funds to finance any lawful modification  
15 of such Projects, or to the extent then permitted by law, any other project lawfully  
16 undertaken by the County as may be provided by subsequent resolution or ordinance  
17 approved by the County Council of Harford County, Maryland.

18       SECTION 15. Be it further enacted by the County Council of Harford County,  
19 Maryland that in the event the fees and charges described in Section 5 are insufficient  
20 to pay the principal of and/or interest on the bonds or other indebtedness in any  
21 year(s), for the purpose of paying the interest on, premium (if any) and principal of the  
22 bonds or other indebtedness authorized by this Ordinance, there is hereby levied and  
23 there shall hereafter be levied in each fiscal year that any of the bonds or other  
24 indebtedness are outstanding, *ad valorem* taxes on real and tangible personal property

1 and intangible property subject to taxation by the County without limitation on rate  
2 or amount; and, in addition, upon such other intangible property as may be subject to  
3 taxation by the County within limitations prescribed by law, in an amount sufficient  
4 together with funds available from other sources, to pay the annual interest on the  
5 outstanding bonds or other indebtedness and to redeem the bonds or other  
6 indebtedness maturing during the succeeding year; and the full faith and credit and  
7 the unlimited taxing power of the County are hereby irrevocably pledged to the  
8 punctual payment of the principal of and interest on the bonds or other indebtedness  
9 as and when they mature. The County, by the passage of this Ordinance hereby  
10 covenants and agrees properly and promptly to perform all of the respective acts and  
11 duties defined in this Ordinance for the levy and collection of the aforesaid *ad valorem*  
12 tax upon all the assessable property within the corporate limits of the County, as the  
13 levy and collection of such a tax becomes necessary in order to meet the debt service  
14 requirements of Harford County Water and Sewer Bonds of 1996. By this Ordinance,  
15 the County agrees to take all action it may be legally authorized and empowered to  
16 take in order to enforce, in any year in which any of the bonds or other indebtedness  
17 are outstanding, the guarantee of such bonds or other indebtedness by the County.

18       SECTION 16. Be it further enacted by the County Council of Harford County,  
19 Maryland that as a part or all of the aggregate indebtedness authorized by this  
20 Ordinance, upon written recommendation of the County Executive and adoption of the  
21 Administrative Resolution (as defined in Section 16B of this Ordinance) the County  
22 shall borrow upon its full faith and credit and unlimited taxing power of the County,  
23 and shall issue and sell upon its full faith and credit and the unlimited taxing power  
24 of the County, a bond as a single, fully-registered bond in the maximum principal

1 amount not to exceed Three Million One Hundred Ninety Thousand Dollars  
2 (\$3,190,000) pursuant to the authority of the Charter, Article 25A of the Annotated  
3 Code of Maryland, and the Water Quality Act for the upgrade, expansion and  
4 improvement of all or part of the sewer or waste water facility Projects (the  
5 "Facility"). The sale of the bond shall be conducted as more fully described in this  
6 Section 16 of this Ordinance and the aggregate amount of bonds otherwise authorized  
7 by this Ordinance shall be reduced by the amount of the bond sold pursuant to the  
8 Water Quality Act. The County, as a body politic and corporate and a political  
9 subdivision of the State of Maryland, hereby determines to borrow money and incur  
10 indebtedness for the public purpose of financing the costs of the acquisition and  
11 development of the Facility which shall include: (i) actual and estimated costs of the  
12 issuance of the bond, (ii) engineering expenses, (iii) inspection expenses, (iv) fiscal  
13 expenses, (v) legal expenses; and (vi) interest estimated to accrue during the  
14 construction and for 24 months on money borrowed or expected to be borrowed. The  
15 development costs shall be more fully described in the Administrative Resolution (as  
16 defined in Section 16B of this Ordinance). It is the intent of the County Council of  
17 Harford County, Maryland that the costs of the Facility be financed with the proceeds  
18 from the sale of the bond and that the County also be reimbursed out of such bond  
19 proceeds for all costs of acquisition incurred by the County; provided, however, that  
20 such expenses have been incurred by the County not more than one (1) year prior to  
21 the issuance of the bond:

22           A. The Facility shall constitute a "wastewater facility" within the  
23 meaning of Section 9-1601(n) of the Water Quality Act.

1           B. Such borrowing and indebtedness of the County shall be made and  
2 incurred pursuant to Section 9-1606 and Section 9-1615(b) of the Water Quality Act  
3 and in accordance with the provisions of a Loan Agreement between the County, as  
4 Borrower, and the Administration. The Loan Agreement shall be substantially in such  
5 form as is approved by a resolution supplemental to this Ordinance and passed  
6 subsequent to the enactment of this Ordinance (the "Administrative Resolution")  
7 which Administrative Resolution shall set forth the details of the bond and the terms  
8 of the loan, in such manner as shall not be inconsistent with the provisions and  
9 requirements of this Ordinance. The Loan Agreement (the form of which shall be  
10 attached to the Administrative Resolution and approved therein) shall contain in its  
11 final form such insertions, omissions, variations, or changes (collectively "changes")  
12 as may be deemed necessary or appropriate and which shall be acceptable to the  
13 County Executive, and the County Executive is hereby authorized, and shall be  
14 authorized by the Administrative Resolution, to make such changes in the Loan  
15 Agreement as she may deem appropriate.

16           C. To evidence the payment of obligations of the County under the Loan  
17 Agreement, the County shall issue and sell, upon its full faith and credit and unlimited  
18 taxing power of the County, the bond, as a general obligation installment bond in the  
19 maximum amount not to exceed Three Million One Hundred Ninety Thousand Dollars  
20 (\$3,190,000) which bond shall be known as "Harford County, Maryland Water  
21 Quality Bond, Series 1996".

22           The proceeds from the sale of the bond shall be generally used for the  
23 purposes set forth in this Section 16 of this Ordinance as more fully described in the  
24 project description as set forth and approved by the Administrative Resolution. The

1 bond shall be issued as a single fully-registered bond in the maximum amount not to  
2 exceed Three Million One Hundred Ninety Thousand Dollars (\$3,190,000), payable to  
3 the registered owner thereof. The bond shall be dated as of the date of delivery to  
4 the purchaser; shall be numbered R-1; shall be registered in the name of the  
5 Administration or its designee; shall be payable in such principal installments and shall  
6 bear interest at such rate as shall appear on the final executed bond. The maturity of  
7 the bond and the date of final maturity shall appear in the executed bond. In no event  
8 shall the final date of maturity of the bond exceed thirty (30) years from the date of  
9 issuance of the bond. The interest rate upon the bond shall be determined by the  
10 Administration as a percentage of the true interest cost (TIC) of the Administration's  
11 Revolving Loan Fund Revenue Bonds, Series 1996 (the "Administration's Revenue  
12 Bonds").

13           The principal installments payable on the bond and the rate of interest  
14 to be borne by the bond (or the manner of determining the principal payments and rate  
15 of interest) shall be established by the Administrative Resolution. Such determination  
16 of the principal and interest on the bond shall be in accordance with the terms and  
17 conditions of the Loan Agreement. The rate of interest approved by the  
18 Administrative Resolution shall in no event exceed the maximum rate permitted by law  
19 and such interest rate shall appear in the executed bond.

20           The form of the bond, together with the statement of principal  
21 installments (annual or semi-annual as shall be finally approved by the County  
22 Executive pursuant to Section 16 of this Ordinance) and such installments of interest  
23 as therein set forth, and all of the covenants and conditions as shall be contained in  
24 the bond, shall be adopted by the County Council of Harford County, Maryland

1 pursuant to the Administrative Resolution and such covenants and conditions shall be  
2 made binding upon the County, including the promise to pay therein contained.  
3 Execution of the bond by the County Executive shall constitute conclusive evidence  
4 of such approval.

5           D. The County will also execute and deliver in connection with the  
6 issuance of the bond, additional documents (the "Water Quality Documents")  
7 including, but not limited to, the Loan Agreement, and such other documents,  
8 agreements, instruments and certificates as the County Executive, upon advice of  
9 legal counsel, shall deem necessary for the financing of the acquisition of the Facility.  
10 Because this Ordinance is being adopted before all of the details of the sale of the  
11 bond and the issuance and sale of the Administration's Revenue Bonds have been  
12 finalized, the County Executive, pursuant to the powers reserved unto her under this  
13 Section 16 and as set forth in the Administrative Resolution, is hereby authorized to  
14 make such changes to the form of the bond and the Documents, including insertions  
15 therein or additions or deletions thereto, as she may deem necessary to conform the  
16 terms of the bond and the Water Quality Documents to the terms of the financing to  
17 be provided to the County by the Administration; provided, however, that such  
18 changes, additions or deletions are not in substance inconsistent with or contrary to  
19 the requirements set forth in this Ordinance or in the Administrative Resolution.

20           E. The Loan Agreement and the bond shall be executed on behalf of and  
21 in the name of the County by the County Executive, such execution to be made by  
22 the manual or facsimile signature of the County Executive. The corporate seal of the  
23 County shall be affixed to the Loan Agreement and to the bond, and each shall be  
24 attested by the signature of the Director of Administration. If any officer whose

1 signature shall appear on the bond or the Water Quality Documents shall cease to be  
2 such officer before the delivery of the bond or the Water Quality Documents, such  
3 signature shall nevertheless be valid and sufficient for all purposes, the same as if he  
4 had remained in office until such delivery. The County Executive is hereby authorized,  
5 empowered and directed to complete the applicable forms of the bond and the Water  
6 Quality Documents as such forms may be approved by the County Council of Harford  
7 County, Maryland through the Administrative Resolution and the County Executive  
8 shall make corrections or changes thereto in any manner which the County Executive,  
9 in her discretion, shall deem necessary to complete the issuance and sale of the bond  
10 and the execution and delivery of the Water Quality Documents, all as may promote  
11 the objectives of the County as set forth in this Ordinance. The Loan Agreement and  
12 the bond, as executed by the County Executive, shall be valid and legally binding  
13 obligations of the County in accordance with their terms.

14 F. Notwithstanding any section of the Charter or of Article 25A of the  
15 Annotated Code of Maryland, and as authorized by Section 9-1606 of the Water  
16 Quality Act, the bond may be sold at private sale to the Administration, public  
17 advertisement and sale of the bond not being required by the terms of the Water  
18 Quality Act, and such private sale is determined to be in the best interests of the  
19 County. The details of the sale of the bond shall be determined in accordance with  
20 the Administrative Resolution. The bond shall be sold for cash at not less than par in  
21 accordance with the terms and provisions of this Ordinance and the Administrative  
22 Resolution. The County Executive, in her discretion, is expressly authorized and  
23 empowered to take any and all action necessary to complete and close the award,  
24 sale and delivery of the Bond to the Administration including, without limitation,

1 making such changes or modifications in the form of the bond and adopted therein as  
2 she may deem to be necessary or appropriate to comply with Administration practices  
3 and policies applicable from time to time; provided, however, that such actions taken  
4 by the County Executive shall not be in substance inconsistent with or contrary to the  
5 provisions of this Ordinance or the Administrative Resolution.

6 G. The proceeds of sale of the bond shall be held, invested and  
7 administered by the Administration pursuant to the Loan Agreement and shall be used,  
8 when and as required, to be applied from time to time as and when received by the  
9 County to finance costs of the Facility in compliance with the provisions of the Loan  
10 Agreement, the Charter, the Harford County Code (the "Code") and the Water Quality  
11 Act. Any balance of the proceeds of the Loan remaining subsequent to payment in  
12 full of all the costs of the Facility may be applied to reduce the principal of the Loan  
13 in accordance with the terms of the Loan Agreement.

14 H. For the purpose of paying the maturing principal of and interest on  
15 the bond when due, the County has established or shall establish a dedicated source  
16 of revenues as shall be described in the Loan Agreement. In the event such revenues  
17 are insufficient to meet the debt service requirements in any fiscal year in which the  
18 bond is outstanding, the County shall levy in such fiscal year upon all real and tangible  
19 personal property within its jurisdictional limits subject to assessment for unlimited  
20 County taxation *ad valorem* taxes in rate and amount sufficient to provide for the  
21 prompt payment of such principal and interest on the bond in such fiscal year, and,  
22 if the proceeds from the collection of taxes so levied in any such fiscal year are  
23 inadequate for such payment, additional taxes shall be levied in the succeeding fiscal  
24 year to make up such deficiency. The full faith and credit and unlimited taxing power



**AS AMENDED**

1 of the County are hereby irrevocably pledged to the payment of the principal of and  
2 interest on the bond as and when they become due and payable and to the levy and  
3 collection of the taxes hereinabove described as and when such taxes may become  
4 necessary in order to provide sufficient funds to meet the debt service requirements  
5 of the bond. The County hereby covenants and agrees with the registered owner of  
6 the bond to levy and collect the taxes hereinabove described and to take any action  
7 that may be appropriate from time to time during the period that the bond remains  
8 outstanding and unpaid to provide the funds necessary to pay promptly the principal  
9 and interest due thereon.

10 I. The Bond is being issued in connection with the Administration's  
11 Maryland Water Quality Revolving Loan Fund Program (the "Program") and will  
12 evidence the County's obligation to repay the Loan advanced from the proceeds of the  
13 sale of the Administration's Revenue Bonds. The Loan Agreement limits the ability  
14 of the County to prepay the bond in accordance with restrictions upon the ability of  
15 the Administration to redeem the Administration's Revenue Bonds. Accordingly, the  
16 County may prepay the bond only in accordance with the provisions of the Loan  
17 Agreement and the terms governing prepayment as set forth in the bond.

18 J. The County Executive shall be the certifying official for the County  
19 responsible for the execution and delivery on the date of the issuance of the bond of  
20 a tax and arbitrage certificate of the County that complies with the requirements of  
21 Section 148 of the Internal Revenue Code of 1986, as amended, and the applicable  
22 regulations thereunder. The County Executive is hereby authorized and directed to  
23 execute and deliver the tax and arbitrage certificate to counsel rendering an opinion  
24 on the excludability from gross income of interest on the bond for purposes of federal

**AS AMENDED**

1 income taxation on the date of the issuance of the bond. The tax and arbitrage  
2 certificate shall set out the reasonable expectations of the County as to relevant facts,  
3 estimates and circumstances relating to the use of the proceeds of the bond or of any  
4 moneys, securities or other obligations to the credit of any account of the County  
5 which may be deemed to be bond proceeds under Section 148 or the arbitrage  
6 regulations. The County covenants with the owner of the bond that the facts,  
7 estimates and circumstances set forth in the tax and arbitrage certificate will be based  
8 on the County's reasonable expectations on the date of the issuance of the bond and  
9 will be, to the best of the certifying officials' knowledge, true, correct and complete  
10 as of that date.

11 K. The County covenants and agrees with the registered owner of the  
12 bond that it will not make, or (to the extent that it exercises control or direction)  
13 permit to be made, any use of the bond proceeds that would cause the bond to be an  
14 "arbitrage bond" within the meaning of Section 148 and the arbitrage regulations.  
15 The County further covenants that it will comply with Section 148 of the Internal  
16 Revenue Code of 1986, as amended, and the regulations thereunder which are  
17 applicable to the bond on the date of issuance of the bond and which may  
18 subsequently lawfully be made applicable to the bond. The County further covenants  
19 that it shall make such use of the proceeds of the bond, to the extent possible  
20 regulate the investment of the proceeds thereof, and take such other and further  
21 actions as may be required to maintain the excludability from gross income, for federal  
22 income tax purposes, of interest on the bond. All officers, employees and agents of  
23 the County are hereby authorized and directed to take such actions, and to provide  
24 such certificates of facts and estimates regarding the amount and use of the proceeds

**AS AMENDED**

1 of the bond, as may be necessary or appropriate from time to time to comply with,  
2 or to evidence the County's compliance with, the covenants set forth in this Section.

3 L. The principal amount of the bond to be sold to the Administration  
4 pursuant to the Water Quality Act shall be determined in a resolution adopted by the  
5 County Council of Harford County, Maryland upon written recommendation of the  
6 County Executive and shall constitute a portion of the Three Million One Hundred  
7 Ninety Thousand Dollars (\$3,190,000) principal amount of bonds and indebtedness  
8 authorized to be incurred pursuant to this Ordinance. In no event may the aggregate  
9 indebtedness incurred by the County pursuant to this Ordinance exceed Three Million  
10 One Hundred Ninety Thousand Dollars (\$3,190,000).

11 SECTION 17. Be it further enacted by the County Council of Harford County,  
12 Maryland that Harford County, Maryland is hereby authorized and empowered from  
13 time to time to issue its Bond Anticipation Note or Notes on the full faith and credit  
14 and unlimited taxing power of the County in an amount not exceeding Three Million  
15 One Hundred Ninety Thousand Dollars (\$3,190,000), the net proceeds of such sale  
16 to be used to finance part or all of the cost of the Projects; the sale of such Notes to  
17 be upon such terms as may be directed by resolution of the County Council of Harford  
18 County, Maryland.

19 Such Bond Anticipation Note or Notes or other evidence of indebtedness shall  
20 not have a maturity in excess of twelve (12) months from the date of issue.

21 The Treasurer of Harford County, Maryland, prior to the issuance of any such  
22 Bond Anticipation Note or Notes or other evidence of indebtedness of the County shall  
23 present the terms of such notes to the County Council of Harford County, Maryland

**AS AMENDED**

1 for approval by Resolution of the County Council of Harford County, Maryland prior  
2 to the issuance of such Bond Anticipation Note or Notes.

3 The Bond Anticipation Note or Notes will bear interest at the rate or rates so  
4 negotiated by the Treasurer and approved by Resolution of the County Council of  
5 Harford County, Maryland and the Bond Anticipation Note or Notes when issued shall  
6 be issued in the name of Harford County by the signature of the County Executive,  
7 the corporate seal of the County shall be imprinted on such Bond Anticipation Note  
8 or Notes and such Bond Anticipation Note or Notes shall be used only for those  
9 purposes approved in a Resolution of the County Council of Harford County, Maryland  
10 adopted subsequent to the adoption of this Ordinance.

11 The Bond Anticipation Note or Notes shall not be issued in an amount greater  
12 than the amount of bonds or other indebtedness authorized in anticipation of the sale  
13 of which the Bond Anticipation Note or Notes are issued and sold.

14 The principal of and interest on the Bond Anticipation Note or Notes shall be  
15 payable out of the first proceeds of sale of the bonds, or from the tax or other  
16 revenue which the County shall previously determine to apply to the payment of the  
17 bonds and interest thereon.

18 Twelve (12) months interest on the Bond Anticipation Note or Notes or any  
19 renewal thereof may be paid from the proceeds of sale of the bonds accounting from  
20 the initial date of issue thereof.

21 By resolution adopted by the County Council of Harford County, Maryland, the  
22 County may provide for the renewal of the Bond Anticipation Note or Notes at  
23 maturity with or without resale.

1 Immediately after the sale of the Bond Anticipation Note or Notes and approval  
2 by resolution of the County Council of Harford County, Maryland, the proceeds of sale  
3 of such Bond Anticipation Note or Notes, after payment of expenses of issuing the  
4 same, shall be paid to the Department of the Treasury of Harford County, Maryland.  
5 The proceeds of sale of the Bond Anticipation Note or Notes shall be expended only  
6 to finance the Projects as defined above.

7 SECTION 18. Be it further enacted by the County Council of Harford County,  
8 Maryland that pursuant to Treasury Regulations 1.150-2, governing the use of bond  
9 proceeds for the purpose of reimbursing expenditures paid prior to the issuance of  
10 bonds, and as permitted by Treasury Regulations 1.150-2(e)(1), the Treasurer of  
11 Harford County, Maryland is hereby duly designated to make declarations of Official  
12 Intent on behalf of the County. The County expects that all or a part of the capital  
13 expenditures for the Projects will be paid prior to the issuance of the Bonds, and that  
14 the proceeds of the Bonds will be used to reimburse the County for capital  
15 expenditures paid prior to the issuance of the Bonds. The County reasonably expects  
16 to reimburse a portion of the capital expenditures for the Projects with proceeds of the  
17 Bonds, in the maximum principal amount of \$319,000, and this Ordinance and shall  
18 be available for public inspection at the offices of the County during regular business  
19 hours and in accordance with the laws of the State of Maryland and Harford County,  
20 regarding access to public records.

21 SECTION 19. Be it further enacted by the County Council of Harford County,  
22 Maryland that the County covenants and agrees with the registered owners, from time  
23 to time, of the Bonds as follows:

1           (a) The County covenants that it will not make any use of the proceeds  
2 of any of the Bonds or any moneys, securities or other obligations on deposit to the  
3 credit of the County or otherwise which may be deemed by the Internal Revenue  
4 Service to be proceeds of any of the Bonds pursuant to the Internal Revenue Code of  
5 1986, as amended, and Income Tax Regulations thereunder (collectively, the "Code"),  
6 which would cause any of the Bonds to be "arbitrage bonds" or "private activity  
7 bonds" within the meaning of the Code.

8           (b) The County further covenants that it will comply with those  
9 provisions of the Code which are applicable to the Bonds on the date of issuance of  
10 the Bonds and which may subsequently lawfully be made applicable to the Bonds.  
11 To the extent that provisions of the Code apply to only a portion of the Bonds,  
12 proceeds of the Bonds or other moneys, securities or other obligations deemed to be  
13 proceeds, it is intended that the covenants of the County contained in this Section 19  
14 be construed so as to require the County to comply with the provisions of the Code  
15 only to the extent of such applicability.

16           (c) The County further covenants that it will not (i) take any action, (ii)  
17 fail to take any action, or (iii) make any use of the proceeds of any of the Bonds which  
18 would cause the interest on any of the Bonds to be or become subject to federal  
19 income taxes in the hands of the registered holders of any of the Bonds.

20           (d) The County further covenants, in order to assist bidders in complying  
21 with S.E.C. Rule 15c2-12(b)(5), pursuant to a continuing disclosure certificate (the  
22 "Continuing Disclosure Certificate") signed by the County Executive, Treasurer and  
23 Director of Administration, to provide annual reports and notices of certain events.  
24 The undertaking of the County in the Continuing Disclosure Certificate shall be set

1 | forth in any Preliminary Official Statement and Official Statement and any amendment  
2 | or supplement thereto.

3 |       SECTION 20. Be it further enacted by the County Council of Harford County,  
4 | Maryland that upon recommendation of the County Executive, the County Council of  
5 | Harford County, Maryland may adopt a resolution pursuant to Article 31, Section 2C  
6 | of the Annotated Code of Maryland (1993 Replacement Volume and 1994  
7 | Supplement), authorizing the loan authorized to be incurred and the bonds authorized  
8 | to be sold by this Ordinance, to be consolidated for sale and issued, sold and delivered  
9 | as a single issue of bonds with other bonds authorized to be sold to finance capital  
10 | projects described in the Annual Budget and Appropriation Ordinances, as amended,  
11 | or described in the Annual Budget and Appropriations Ordinances adopted by the  
12 | County Council of Harford County, Maryland.

13 |       SECTION 21. Be it further enacted by the County Council of Harford County,  
14 | Maryland that the provisions of this Ordinance are severable, and if any provision,  
15 | sentence, clause, section or part hereof is held illegal, invalid or unconstitutional or  
16 | inapplicable to any person or circumstances, such illegality, invalidity or  
17 | unconstitutionality, or inapplicability shall not affect or impair any of the remaining  
18 | provisions, sentences, clauses, sections or parts of this Ordinance or their application  
19 | to other persons or circumstances. It is hereby declared to be the legislative intent  
20 | that this Ordinance would have been passed if such illegal, invalid or unconstitutional  
21 | provision, sentence, clause, section or part had not been included herein, as if the  
22 | person or circumstances to which this Ordinance or any part hereof are inapplicable  
23 | had been specifically exempted therefrom.

1       SECTION 22. And be it further enacted by the County Council of Harford  
2 County, Maryland that this Ordinance shall take effect sixty (60) calendar days from  
3 the date it became law.

4 EFFECTIVE: August 7, 1995



HARFORD COUNTY BILL NO. 95-29 (as amended)

(Brief Title) Water & Sewer Bonds - Enabling Authority

is herewith submitted to the County Council of Harford County for enrollment as being the text as finally passed.

CERTIFIED TRUE AND CORRECT

ENROLLED

[Signature]  
Secretary of the Council

[Signature]  
President of the Council

Date June 6, 1995

Date June 6, 1995

BY THE COUNCIL

Read the third time.

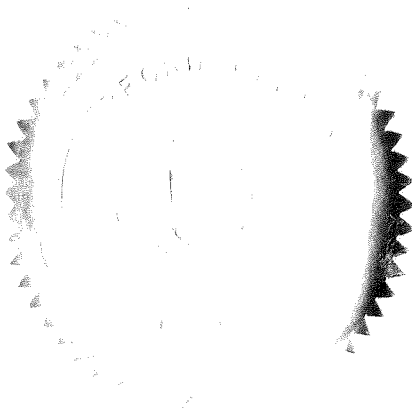
Passed: LSD 95-18 (June 6, 1995)

Failed of Passage: \_\_\_\_\_

By Order

[Signature]  
Secretary

Sealed with the County Seal and presented to the County Executive for approval this 8th day of June, 1995 at 3:00 p. m.



[Signature]  
Secretary

BY THE EXECUTIVE

[Signature]  
COUNTY EXECUTIVE

APPROVED: Date June 8, 1995

BY THE COUNCIL

This Bill (No. 95-29, as amended), having been approved by the Executive and returned to the Council, becomes law on June 8, 1995.

[Signature]  
Secretary

EFFECTIVE DATE: August 7, 1995